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FACSIMILE COVER SHEET
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Our Ref.: 550-392
Your Ref.: Appln No. 09/403,625 Date: January 23, 2007
Appeal No. 2006-3335

To: Board of Patent Appeals and Interferences
Firm: USPTO
Facsimile No.: Facsimile No.: 571-273-0052
From: B. J. Sadoff

Number of Pages (including cover sheet): 22

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper and any noted attachments are being facsimile transmitted to the Patent and Trademark Office on January 23, 2007.



B. J. Sadoff

ATTACHMENT/S: (1) Information Disclosure Statement with Rule 97(e) certification; (2) PTO 1449 Form listing cited references; (3) Bernalier et al Journal of General Microbiology (1993), 139, 873-880; (4) Mes-Hartree et al, Biotechnology Letters, Vol. 5, No. 8, 531-536; (5) Translation of Japanese Office Action/Notice of Reason for Rejection mailed October 24, 2006, issued in connection with Japanese Patent Application No. 546621/98; (6) Credit Card Payment Form

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE			
In re Patent Application of			
Debyser et al		Atty. Ref.:	550-392
Serial No.	09/403,625	Group:	1652
Filed:	February 7, 2000	Examiner:	Fronza
For:	INHIBITORS OF CELLULOLYTIC, XYLANOLYTIC AND BETA-GLUCANOLYTIC ENZYMES		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty -550-392

Dkt.

Attached:

Appeal No. 2006-3335

C# M#

Debyser et al

TC/A.U. 1652

Serial No. 09/403,625

Examiner: Fronda

Filed: February 7, 2000

Date: January 23, 2007

Title: INHIBITORS OF CELLULOLYTIC, XYLANOLYTIC AND BETA-GLUCANOLYTIC ENZYMES

(1) Information Disclosure Statement with Rule 97(e) certification;
 (2) PTO 1449 Form listing cited references;
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Board of Patent Appeals and Interferences**United States Patent and Trademark Office**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

VIA FACSIMILE -
571-273-0052

Sir:

INFORMATION DISCLOSURE STATEMENT

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number
 previously paid for 20 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment 0 minus highest number
 previously paid for 3 (at least 3) = 0 x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
 \$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
 paper and attachment(s)
 One Month Extension \$120.00 (1251)/\$60.00 (2251)
 Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
 Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
 Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
 Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$ 180.00

Assignment Recording Fee \$40.00 (8021) \$ 0.00

Other: \$ 0.00

TOTAL FEE PAID WITH ATTACHED CREDIT CARD PAYMENT FORM \$ 180.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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BJS:

NIXON & VANDERHYE P.C.

By Atty: B. J. Sadoff, Reg. No. 36,663

Signature: /B. J. Sadoff/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Appeal No. 2006-3335

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BETA-GLUCANOLYTIC ENZYMES

* * * * *

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**January 23, 2007****VIA FACSIMILE - 571-273-0052**

Sir:

INFORMATION DISCLOSURE STATEMENT

- ☐ 1. **PTO-1449 Pursuant to 37 CFR 1.97(b)**
[within 3 months of filing or prior to 1st Office Action on the merits]
N/C
- ☐ 2.(a) **Statement Pursuant to 37 CFR 1.97(c)**
[before Final Office Action or Allowance (requires Rule 97(e)
Statement or Rule 17(p) fee)]
N/C
- ☐ 2.(b) **Fee Payment Pursuant to 37 CFR 1.97(c)**
[before Final Office Action or Allowance (requires Rule 97(e)
Statement or Rule 17(p) fee)]
\$180.00
- ☒ 3. **Pursuant to 37 CFR 1.97(d)**
[after Final Office Action or Allowance (requires Rule 97(e)
Statement and Rule 17(p) fee), but before final fee payment]
\$180.00

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Debyser et al
Serial No. 09/403,625

Appeal No. 2006-3335

The following are submitted in the above-identified application in compliance with 37 C.F.R. §§ 1.97 and 1.98:

- ☒ 4. A list of documents on Form PTO-1449 together with copies of each identified document and a translation or a concise explanation of each non-English language document (such as a Search Report) is enclosed herewith.

This paper is submitted in accordance with:

- ☐ 5. 37 CFR 1.97(b): [within 3 months of filing or prior to 1st Office Action]
- ☐ 6. 37 CFR 1.97(c): [before Final Office Action or Allowance, whichever is earlier]; and
- ☐ a) The required Statement made in item 8 below; or
- ☐ b) The \$180.00 fee specified in 37 CFR §1.17(p) for submission of this Information Disclosure Statement is authorized in item 9 below.
- ☒ 7. 37 CFR §1.97(d): [after Final Office Action or Allowance (requires Rule 97(e) Statement and Rule 17(p) fee), but before final fee payment]; and
- ☒ a) The fee (\$180.00) required by 37 CFR §1.17(p) is submitted herewith; and
- ☒ b) The required Statement is stated in item 8 below.
- ☒ 8. Statement under 37 CFR 1.97(e)
- ☒ a) The undersigned attorney of record hereby certifies under 37 C.F.R. §1.97(e) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application (Japanese Office Action mailed October 24, 2006, in connection with Japanese Patent Application No. 546621/98) not more than three months prior to the filing of this Information Disclosure Statement (each item contained in this IDS was the first citation of that item by a foreign patent office in a counterpart foreign application which occurred no more than three months prior to the filing of this IDS); or
- ☐ b) No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement, after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in 37

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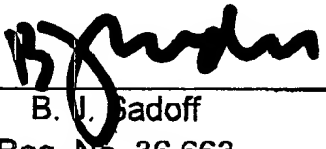
Appeal No. 2006-3335

CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

- ☒ 9. Please charge all deficiency fees associated with the submission of this Information Disclosure Statement and any other fees applicable to this application to Deposit Account No. 14-1140. An original and one (1) copy of this document are enclosed.

Respectfully submitted,
NIXON & VANDERHYE P.C.

By: _____


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1652

Form PTO-FB-A820 (Also PTO-1449)